

BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS

MONDAY APRIL 6, 2009

8:30 a.m. (Commission Chamber)

-Convene

-Consider approval of the minutes of March 30, 2009

-Consider approval of a proclamation proclaiming April 6 -12, 2009 is Public Health Week (Lisa Horn)

CONSENT AGENDA

(1) (a) Consider approval of Commission Orders; and

(b) Consider approval to award contract for Supply and Application of Dust Palliative (Keith Browning)

REGULAR AGENDA

(2) Consider approval of County Resolution directing the County Counselor to institute a judicial tax foreclosure action in the District Court (Paula Gilchrist)

(3) Other Business

(a) Consider approval of Accounts Payable (if necessary)

(b) Appointments

(c) Miscellaneous

(d) Public Comment

(4) Adjourn

WEDNESDAY, APRIL 8, 2009

-No Commission Meeting

FRIDAY, APRIL 10, 2009

-9:00 a.m. -Election Canvass

MONDAY, APRIL 13, 2009

WEDNESDAY, APRIL 15, 2009

CUP-1-3-09: Consider a Conditional Use Permit for the selling of dirt, located on the north side of N 201 Diagonal Road/E Hwy 56, in the NE ¼ of section 3-15-20. Submitted by James & Marilyn Barrett, property owner of record. *Joint meeting with Baldwin Planning Commission.* Linda Finger is the Planner.

CUP-1-4-09: Consider a Conditional Use Permit for the selling of dirt, located on the SW corner of N 50 Rd & E 2100 Rd, in the SE ¼ of section 18-15-21. Submitted by James & Marilyn Barrett, property owner of record. *Joint meeting with Baldwin Planning Commission.* Linda Finger is the Planner.

CUP-1-2-09: Consider a Conditional Use Permit for a truck storage facility, which was previously approved for a 5-year CUP that has now expired. The property is located in the NW ¼ of section 8-14-20, more specifically described as being located on the SE corner of N 800 Rd & E 1500 Rd. Submitted by Paul Werner Architects, for John Stevens, property owner of record. Linda Finger is

the Planner.

CUP-1-1-09: Consider a Conditional Use Permit for an event hall for Seranata Farms, located at 1898 E 56 Road, in the SE ¼ of section 11-12-17. Submitted by Price Property LLC, property owner of record. Sandra Day is the Planner.

MONDAY, APRIL 20, 2009

-Consider and Approve the Douglas County Community Corrections Plan (Ron Stegall)

WEDNESDAY, APRIL 22, 2009

MONDAY, APRIL 27, 2009

-No Commission Meeting

WEDNESDAY, APRIL 29, 2009

-No Commission Meeting

MONDAY, MAY 4, 2009

WEDNESDAY, MAY 6, 2009

-Consider adopting West of K-10 Plan (Dan Warner)

Note: *The Douglas County Commission meets regularly on Mondays at 8:30 A.M. and Wednesdays at 6:35 P.M. at the Douglas County Courthouse. Specific regular meeting dates that are not listed above have not been cancelled unless specifically noted on this schedule.*

Office of the County Commission

Proclamation

Douglas County, Kansas

WHEREAS: Recognizing that promoting good health and quality of life for everyone in Douglas County is an important goal for our community; and

WHEREAS: Public health succeeds by identifying and addressing patterns of disease, illness and injury in the population; and

WHEREAS: Public health professionals have contributed to dramatic progress over the last century, adding fluoride to our drinking water, introducing seat belt laws and eliminating polio, among other advances that improve our health; and

WHEREAS: National Public Health Week, established in 1995, provides the focused opportunity for the public and public health professionals to learn about today's public health concerns and success stories which are vital to healthy communities; and

WHEREAS: Our theme this year, "Building the Foundation for a Healthy America," highlights the current public health challenges and stresses the contributions of public health in Douglas County; and

WHEREAS: There can be no successful health reform without the support of a strong public health infrastructure; and

WHEREAS: By supporting public health, we can build on the successes of the past and establish the solid foundation needed for a healthy community.

NOW, THEREFORE, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Douglas County, Kansas, hereby proclaim the week of April 6-12, 2009 as

"PUBLIC HEALTH WEEK"

Dated this 6th day of April, 2009.

*BOARD OF COUNTY COMMISSION
OF DOUGLAS COUNTY, KANSAS*

Charles Jones, Chairman

Nancy Thellman, Vice-Chair

Jim Flory, Member



DOUGLAS COUNTY PUBLIC WORKS

1242 Massachusetts Street
Lawrence, KS 66044-3350
(785) 832-5293 Fax (785) 841-0943
dgcopubw@douglas-county.com
www.douglas-county.com

Keith A. Browning, P.E.
Director of Public Works/County Engineer

MEMORANDUM

To :Board of County Commissioners

From :Keith A. Browning, P.E., Director of Public Works/County Engineer *KAB*

Date :March 26, 2009

Re :Consider Awarding Contract for Supply and Application of Dust Palliative

Bids for the supply and application of dust palliative material were opened March 26th. We solicited bids for both 38% Calcium Chloride solution and 32% Magnesium Chloride solution. We received only one bid from Scotwood Industries for Magnesium Chloride, as follows.

Scotwood Industries, Inc.:

<u>Item</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total Price</u>
32% MgCl	70,000 gal	\$0.761	\$53,270.00

Action Required: Accept the bid from Scotwood Industries at a unit cost of \$0.761 per gallon and award the contract for supply and application of 32% magnesium chloride solution for the user fee dust palliative program.

DOUGLAS COUNTY, KANSAS

FY 2009

SPECIFICATIONS AND CONTRACT DOCUMENTS

FOR

38% Calcium Chloride OR 32% Magnesium Chloride

BID NO. 09008

DOUGLAS COUNTY DEPARTMENT OF PUBLIC WORKS

BID #09008

NOTICE TO BIDDERS

Notice is hereby given that sealed bids for the purchase of approximately 70,000 gallons of 38% Calcium Chloride solution or 70,000 gallons of 32% Magnesium Chloride solution by the Douglas County Department of Public Works will be received in the Office of the Douglas County Clerk, 1100 Massachusetts, Lawrence, Kansas 66044 until 3:00 p.m., Thursday, March 26, 2009 and then publicly opened in the presence of the County Clerk.

Bids must be submitted on forms obtainable at either the Office of the Director of Public Works/County Engineer, 1242 Massachusetts Street, Lawrence, Kansas, or Demand Star on the Internet at www.demandstar.com. Specifications and bid requirements are included in these documents. The bids shall be submitted in sealed envelopes, addressed to the Office of the County Clerk, Courthouse, 1100 Massachusetts, Lawrence, Kansas, upon which is clearly written or printed "Dust Palliative Bid", and the name and address of the bidder. Any bids received after the closing time will be returned unopened. Faxed bids will not be accepted.

The awarded bidder shall agree to offer the prices and the terms and conditions offered herein to other government agencies who wish to participate in a cooperative purchase program with Douglas County. Other agencies will be responsible for entering into separate agreements with the Contractor and for all payments thereunder.

The Douglas County Board of Commissioners reserves the right to reject any or all bids or waive technicalities and to purchase the product that in the opinion of the Board is best suited to the work for which it is intended.

DOUGLAS COUNTY PUBLIC WORKS

Keith A. Browning, P.E.
Director of Public Works
DATED: 3/9/09

Publication Dates: Thursday, March 12, 2009
Sunday, March 15, 2009

cc: Lawrence Journal World
Board of County Commissioners
County Clerk
County Administrator
County Shop
Purchasing Department
Public Works Accounting
KAC Construction Bulletin
File

DOUGLAS COUNTY DEPARTMENT OF PUBLIC WORKS

BID #09008

INFORMATION FOR BIDDERS

CALCIUM CHLORIDE/ MAGNESIUM CHLORIDE
DUST PALLIATIVE BID

1. It is the intent of Douglas County to purchase 38% Calcium Chloride or 32% Magnesium Chloride for a Dust Palliative to be applied at various locations, lengths and widths in Douglas County, Kansas.
2. Bids must be submitted on forms provided by either the Douglas County Public Works Department, 1242 Massachusetts Street, Lawrence, Kansas or Demand Star on the Internet at www.demandstar.com. Specifications and bid requirements are included in these documents. This document must be left intact and will be the only form accepted as a bid by the Board of County Commissioners.
3. Bidders shall show unit prices and total all extensions. In the event any discrepancy occurs between the unit price and the extended total bid, the unit price shall apply.
4. Bids shall be signed and submitted in sealed envelopes, addressed to the Office of the County Clerk, Courthouse, 1100 Massachusetts, Lawrence, Kansas, upon which is clearly written or printed "**Dust Palliative Bid**" and the name and address of the bidder. Any bids received after the closing time will be returned unopened. Bids shall be received before 3:00 p.m., Thursday, March 26, 2009 and then publicly opened in the presence of the Douglas County Clerk.
5. The Douglas County Board of Commissioners reserves the right to reject any or all bids or waive technicalities and to purchase the product which in the opinion of the Board is best suited to the work for which it is intended.
6. Application of material is to be made in metered trucks, recently calibrated, with pressurized spray bars capable of applying material at consistent rates and various widths from 12 to 24 feet in one pass. The rate of application shall be controlled by ground speed, capable of applying the solution at consistent rates and various speeds.
7. Material specifications: Calcium Chloride (38% concentration) shall meet the specifications shown in Section 1702 of the 2007 KDOT Standard Specifications for State Road and Bridge Construction. Type L (liquid) with a minimum concentration of 38% is required. Calcium Chloride furnished under this specification will be accepted upon receipt and approval of a Type D certification as described in Division 2600 of the Standard Specifications. The concentration or percentage of CaCl in the material supplied shall be included on the certification provided by the producer. Magnesium Chloride (32% concentration) will be accepted upon receipt and approval of a Type D certification as described in Section 2600 of the Standard Specifications. The concentration or percentage of MgCl in the material supplied shall be included on the certification provided by the producer.

8. It is intended that all locations will be treated in two applications. The first application will be applied at 0.3 gallons/square yard. After all locations receive the initial treatment a second application may be applied to all previously treated areas at an estimated rate of between 0.1 and 0.2 gallons per square yard. Douglas County will determine the actual rate of the second application and the estimated quantity required to complete this application once the first application is completed. The quantity shown on the schedule of prices reflects an estimated rate of 0.45 gallons per square yard.
9. Douglas County may make changes in the work required to be performed by the contractor under this contract by making additions thereto, or by omitting work therefrom, without invalidating the contract. No adjustment in unit prices will be allowed, provided the net monetary value of such additive and subtractive changes in quantities of such items of work shall not increase or decrease the original contract amount by more than twenty-five percent (25%).
10. The contractor shall complete this work in an expeditious manner on the dates chosen by Douglas County. A minimum of 8,000 gallons shall be applied daily if weather permits.
11. The bid amount shown shall include any anticipated demurrage and/or fuel surcharge. The amount paid by Douglas County will include the number of gallons delivered and placed at the accepted unit bid price.
12. Failure to comply with one or all of the above stated requirements will be considered sufficient grounds for rejection of the bid.

DOUGLAS COUNTY, KANSAS
STANDARD TERMS AND CONDITIONS
BID #09008

1. SCOPE: The following terms and conditions shall prevail unless otherwise modified by Douglas County within this bid document. Douglas County reserves the right to accept or reject any or all bids received.

2. DEFINITIONS AS USED HEREIN:
 - a. The term "bid request" means a solicitation of a formal sealed bid.
 - b. The term "bid" means the price offered by the bidder.
 - c. The term "bidder" means the offer or vendor.
 - d. The term "County" means Douglas County, Kansas.
 - e. The term "Board of County Commissioners or "BoCC" means the governing body of Douglas County, Kansas.

3. COMPLETING BID: Bids must be submitted only on the forms (or reproductions thereof) provided in this document or by Demand Star on the Internet at demandstar.com. All information must be legible. Any and all corrections and/or erasures must be initialed. Each bid sheet must be signed by the authorized bidder and required information must be provided.

4. CONFIDENTIALITY OF BID INFORMATION: Each bid must be sealed and submitted in an envelope clearly marked "DUST PALLIATIVE BID" to provide confidentiality of the bid information prior to the bid opening. Supporting documents and/or descriptive literature may be submitted with the bid. Do not indicate bid prices on literature.

All bids and supporting bid documents become public information after the bid opening and are available for public inspection by the general public in accordance with the Kansas Open Records Act.

5. ACCURACY OF BID: Each bid is publicly opened in the presence of the Douglas County Clerk. It is necessary that any and all information presented is accurate and/or will be that by which the bidder will complete the contract. If there is a discrepancy between the unit price and extended total, the unit price will prevail.

6. SUBMISSION OF BID: Bids are to be sealed and submitted to the Douglas County Clerk's Office, Douglas County Courthouse, 1100 Massachusetts, Lawrence, Kansas 66044, prior to 3:00 p.m., Thursday, March 26, 2009.

7. ADDENDA: All changes in connection with this bid will be issued in the form of a written addendum. Signed acknowledgment of receipt of each addendum must be submitted with the bid.

DOUGLAS COUNTY, KANSAS
STANDARD TERMS AND CONDITIONS
BID #09008

8. LATE BIDS, CHANGES OR WITHDRAWALS: Bids received after the deadline designated in this bid document shall not be considered and shall be returned unopened.

Bids may be changed or withdrawn prior to the bid opening. All such transaction must be submitted in writing and received by the County Clerk's Office prior to the bid deadline. Changes or withdrawals may be made after the bid deadline only with the approval of the Board of County Commissioners. After bid opening, no changes in bid prices or other provisions of bids prejudicial to the interest of the County of fair competition shall be permitted.

9. BIDS BINDING: All bids submitted shall be binding upon the bidder if accepted by the County within fifteen (15) calendar days after the bid opening.

10. METHOD OF AWARD AND NOTIFICATION: Bids will be evaluated and the award made to the lowest and best, responsive and responsible bidder(s) whose bid conforms to the specifications and whose bid is considered to be the best value in the opinion of the County.

The County reserves the right to accept or reject any or all bids and any part of a bid and to waive informalities, technical defects, and minor irregularities in bids received. The signed bid shall be considered an offer on the part of the bidder; such offer shall be deemed accepted upon issuance by the County of a Purchase Order or other contractual document.

11. TAX EXEMPT: The County and its agencies are exempt from State and local sales taxes by K.S.A. 1985 Supp. 79-3606 as amended. Situs of all transactions under the order(s) that shall be derived from this request shall be deemed to have been accomplished within the State of Kansas.

12. SAFETY: All practices, materials, supplies and equipment shall comply with the Federal Occupational Safety and Health Act, as well as any pertinent Federal, state and/or local safety or environmental codes.

13. DISCLAIMER OF LIABILITY: The County, or any of its agencies, will not hold harmless or indemnify any bidder for any liability whatsoever.

14. HOLD HARMLESS: The contractor agrees to protect, defend, indemnify and hold the Board of County Commissioners, its officers, employees and agents free and harmless from and against any and all losses, penalties, damages, settlements, costs, charges, professional fees or other expenses or liabilities of every kind and character arising out of or relating to any and all claims, liens, demands, obligations, actions, proceedings or causes of action of every kind and character in connection with or arising directly or indirectly out of this agreement and/or the performance hereof. Without limiting the generality of the foregoing, and all such claims, etc., relating to personal injury,

DOUGLAS COUNTY, KANSAS
STANDARD TERMS AND CONDITIONS
BID #09008

infringement of any patent, trademark, copyright (or application for any thereof) or of any other tangible or intangible personal or property right, or actual or allege violation of any applicable statute, ordinance, administrative order, rule or regulation, or decree of any court, shall be included in the indemnity hereunder. The contractor further agrees to investigate, handle, respond to, provide defense for and defend any such claims, etc., at his/her sole expense and agrees to bear all other costs and expenses related thereto, even if such claim is groundless, false or fraudulent.

15. LAW GOVERNING: All contractual agreements shall be subject to, governed by, and construed according to the laws of the State of Kansas.

16. ANTI-DISCRIMINATION CLAUSE: No bidder on this request shall in any way, directly or indirectly, discriminate against any person because of age, race, color, handicap, sex, national origin, or religious creed.

DOUGLAS COUNTY DEPARTMENT OF PUBLIC WORKS

BID #09008

SCHEDULE OF PRICES
FOR
CALCIUM CHLORIDE/MAGNESIUM CHLORIDE

Bid of Scotwood Industries, Inc., to supply Calcium Chloride or Magnesium Chloride to the Douglas County Public Works Department. Material is to be applied by the successful bidder at various locations within the county on dates determined by Douglas County. Bids must be received in the Office of the Douglas County Clerk by 3:00 p.m., Thursday, March 26, 2009

ITEM	QUANTITY*	UNIT PRICE	TOTAL
38% Calcium Chloride Solution	70,000 gallons	\$ <u>N/A</u>	\$ <u>N/A</u>
32% Magnesium Chloride Solution	70,000 gallons	\$ <u>0.761</u>	\$ <u>53,270.00</u>

*Based on 4000 gallon minimum loads.

BY: Jim Wilson

SUPPLIER: Scotwood Industries, Inc.

DATE: March 26, 2009

RECOMMENDED FOR APPROVAL:

Keith A. Browning
Keith A. Browning, P.E.
Director of Public Works

ACCEPTED:

BOARD OF COUNTY COMMISSIONERS
DOUGLAS COUNTY, KANSAS

Charles Jones, Chairman

Nancy Thellman, Member

Jim Flory, Member

Date



8300 College Boulevard
 Overland Park, Kansas 66210
 Phone 800-344-9390 Fax 800-338-7945

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DUSTGARD® LIQUID

PRODUCTION LOCATION

Ogden, Utah

PRODUCT DESCRIPTION

Magnesium chloride brine produced from Great Salt Lake by evaporation. DustGard is formulated to control dust and stabilize soil on unpaved roads, stockpiles, and other sources of fugitive dust. A corrosion inhibitor is available to enhance product performance.

DustGard Liquid is a tan to dark brown liquid with a density of approximately 185 gallons per ton.

PHYSICAL PROPERTIES

Specific Gravity 1.31+/- 0.02
 pH (5% Solution) 7.0 - 9.0
 Weight 10.7 - 11.1 lbs./gallon

Typical Analysis		Typical Range		
Magnesium Chloride	MgCl ₂	(%)	31.0	30.0 - 33.0
Potassium	K	(%)	0.3	0.1 - 0.5
Sulfate	SO ₄	(%)	2.5	1.0 - 4.0
Water	H ₂ O	(%)	66.2	62.5 - 70.0

MAINTENANCE OF APPLICATION AND STORAGE EQUIPMENT

In colder temperatures recirculation of the liquid in a storage tank prevents solid build up. Wash the application equipment daily with water. Storage equipment should be water rinsed at the end of the storage period. Aluminum storage tanks or hauling equipment should not be grounded.

METHOD OF ANALYSIS

All testing is from North American Salt's internal quality control procedures, which are available upon request.

Product Description and Codes	UPC code	Product Code
Bulk		

February 2004

Material Safety Data Sheet

Magnesium chloride aqueous solution

An electronic version of this MSDS is
available at the following web address:
<http://www.compassminerals.com>



Section 1. Product and Company Identification

Common Name : **Magnesium chloride aqueous solution** **Code** : Not available.

Supplier : Compass Minerals Group
8300 College Boulevard
Overland Park, KS
66210, USA **MSDS#** : Not available.

Synonyms : Magnesium chloride brine, Mag chloride solution, magnesium dichloride 25-35% solution. **Preparation Date** : 1/15/2003.

Trade name : DustGard, FreezGard, ChloriMag, High Purity Brine, JR7A **Print Date** : 1/15/2003.

Material Uses : Dust suppression, deicing, general industrial, and speciality uses.

Manufacturer : Great Salt Lake Minerals Corporation
8300 College Boulevard
Overland Park, KS
66210, USA
(913) 344-9100 **In Case of Emergency** : Canada:
CANUTEC-1-613-996-6666
US:
CHEMTREC-1-800-424-9300

Section 2. Composition, Information on Ingredients

Name	CAS #	Exposure Limits
Water	7732-18-5	Not available.
Magnesium chloride hexahydrate	7791-18-6	TWA PEL: No specific limits have been established for magnesium chloride (a soluble substance). As a guideline, OSHA (United States) has established the following limits which are generally recognized for inert or nuisance dust. Particulates Not Otherwise Regulated (PNOR): 5mg/cu.m. Respirable Dust 8-Hour TWA PEL, 15mg/cu.m. Total Dust 8-Hour TWA PEL. TWA TLV: No specific limits have been established for magnesium chloride (a soluble substance). As a guideline, ACGIH (United States) has established the following limits which are generally recognized for inert or nuisance dust. Particulates (insolubles) Not Otherwise Classified (PNOC): 10mg/cu.m. Inhalable Particulate TWA TLV, 3mg/cu.m. Respirable Particulate TWA TLV.

(May contain multiple proprietary components, individually less than 1%, for purposes of corrosion inhibition).

Section 3. Hazards Identification

Emergency Overview : Liquid.

CONTAINS MATERIAL WHICH MAY CAUSE EYE IRRITATION.

Routes of Entry : Absorbed through skin. Eye contact. Inhalation. Ingestion.

Potential Acute Health Effects

Eyes : Slightly hazardous in case of eye contact (irritant).

Skin : Non-irritant for skin.

Inhalation : Slightly hazardous in case of inhalation (lung irritant).

Ingestion : Not available.

Potential Chronic Health Effects : Carcinogenic Effects: Not classified or listed by IARC, NTP, OSHA, EU and ACGIH.
Mutagenic Effects: Not available.
Teratogenic Effects: Not available.

Medical Conditions Aggravated by Overexposure : Repeated or prolonged exposure is not known to aggravate medical condition.

Potential Environmental Effects : May be harmful to freshwater aquatic species and to plants that are not saline tolerant.

See Toxicological Information (section 11)

Continued on Next Page

Section 4. First Aid Measures

Eye Contact	: Check for and remove any contact lenses. In case of contact, immediately flush eyes with plenty of water for at least 20 minutes. Cold water may be used. Obtain medical attention if irritation occurs.
Skin Contact	: Wash with soap and water. Get medical attention if irritation develops. Cold water may be used.
Inhalation	: If inhaled, remove to fresh air. If not breathing, give artificial respiration. Obtain medical attention if irritation occurs.
Ingestion	: Do not induce vomiting. Rinse mouth with water. NEVER give an unconscious person anything to ingest. Obtain medical attention.
Notes to Physician	: Not available.

Section 5. Fire Fighting Measures

Flammability of the Product	: Non-flammable.
Autoignition Temperature	: Not available.
Flash Points	: Not available.
Flammable Limits	: Not available.
Products of Combustion	: Not applicable.
Fire Hazards in Presence of Various Substances	: Not available.
Explosion Hazards in Presence of Various Substances	: Risks of explosion of the product in presence of mechanical impact: Not applicable. Risks of explosion of the product in presence of static discharge: Not applicable.
Fire Fighting Media and Instructions	: Use extinguishing media suitable for surrounding materials.
Protective Clothing (Fire)	: Fire fighters should wear positive pressure self-contained breathing apparatus (SCBA) and full turnout gear.
Special Remarks on Fire Hazards	: Not available.
Special Remarks on Explosion Hazards	: Not available.

Section 6. Accidental Release Measures

Small Spill and Leak	: Dilute with water and mop up, or absorb with an inert dry material and place in an appropriate waste disposal container. Finish cleaning by spreading water on the contaminated surface and dispose of according to local and regional authority requirements.
Large Spill and Leak	: Absorb with an inert material and put the spilled material in an appropriate waste disposal. Finish cleaning by spreading water on the contaminated surface and allow to evacuate through the sanitary system.

Section 7. Handling and Storage

Handling	: Avoid breathing vapors or spray mists. Avoid contact with incompatibles.
Storage	: Keep container tightly closed.

Section 8. Exposure Controls, Personal Protection

Engineering Controls	: Provide exhaust ventilation or other engineering controls to keep the airborne concentrations of vapors below their respective threshold limit value. Ensure that eyewash stations and safety showers are proximal to the work-station on location.
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Personal Protection

Eyes	: Safety glasses.
Body	: Lab coat.
Respiratory	: Vapor respirator. Be sure to use an approved/certified respirator or equivalent.

Section 9. Physical and Chemical Properties

Physical State and Appearance	: Liquid.
Color	: Colorless.
Odor	: Odorless.
Molecular Weight	: Not applicable.
Molecular Formula	: Not applicable.
pH (5% Soln/Water)	: 7 to 9 [Basic.]
Boiling/Condensation Point	: 107.22°C (225°F)
Melting/Freezing Point	: May start to freeze at -27°F.
Critical Temperature	: Not available.

Continued on Next Page

Specific Gravity	: 1.24 to 1.34 (Water = 1)
Vapor Pressure	: Not available.
Vapor Density	: Not available.
Volatility	: Not available.
Odor Threshold	: Not available.
Evaporation Rate	: Not available.
VOC	: Not available.
Viscosity	: Not available.
LogK _{ow}	: Not available.
Solubility	: Easily soluble in cold water, hot water, methanol, acetone.

Section 10. Stability and Reactivity

Stability and Reactivity	: The product is stable.
Conditions of Instability	: Not available.
Incompatibility with Various Substances	: Reactive with oxidizing agents, acids.
Hazardous Decomposition Products	: These products are halogenated compounds, hydrogen chloride.
Hazardous Polymerization	: Will not occur.

Section 11. Toxicological Information

Toxicity to Animals	: LD50: Not available. LC50: Not available.
Chronic Effects on Humans	: Carcinogenic Effects: Not classified or listed by IARC, NTP, OSHA, EU and ACGIH. Contains material which may cause damage to the following organs: eyes.
Other Toxic Effects on Humans	: Slightly hazardous in case of eye contact (irritant), of inhalation (lung irritant). Non-irritant for skin.
Special Remarks on Toxicity to Animals	: Not available.
Special Remarks on Chronic Effects on Humans	: Not available.
Special Remarks on Other Toxic Effects on Humans	: Not available.

Section 12. Ecological Information

Ecotoxicity	: May be harmful to freshwater aquatic species and to plants that are not saline tolerant.
BOD and COD	: Not available.
Biodegradable/OECD	: Not available.
Mobility	: Not available.
Products of Degradation	: These products are halogenated compounds. Some metallic oxides.
Toxicity of the Products of Biodegradation	: The products of degradation are more toxic than the product itself.
Special Remarks	: Not applicable.

Section 13. Disposal Considerations

Waste Information	: Waste must be disposed of in accordance with federal, state and local environmental control regulations.
Waste Stream	: Not available.

Consult your local or regional authorities.

Section 14. Transport Information

Regulatory Information	UN number	Proper shipping name	Class	Packing Group	Label
DOT Classification	Not applicable.	Not applicable.	Not a DOT controlled material (United States).	Not applicable.	
TDG Classification	Not applicable.	Not applicable.	Not a TDG controlled material.	Not applicable.	
ADR/RID Class	Not available.	Not available.	Not available.		
IMDG Class	Not available.	Not available.	Not available.		
IATA-DGR Class	Not available.	Not available.	Not available.		

Section 15. Regulatory Information

HCS Classification : Not controlled under the HCS (United States).
 U.S. Federal Regulations : TSCA 8(b) inventory: Water 7732-18-5; Magnesium chloride 7786-30-3 (as anhydrous).
 Not listed under SARA 302, 304, 311, 312 or 313.

Not listed under CWA.
 Not listed under CAA.
 Not listed under CERCLA.

State Regulations : No products were found under New Jersey, New York and Pennsylvania RTK.
 California Prop. 65: No ingredient was found.

Canadian Regulations : Not controlled under WHMIS (Canada).
 This product has been classified in accordance with the hazard criteria of the CPR and the MSDS contains all the information required by the CPR.

Section 16. Other Information

Hazardous Material Information System (U.S.A.)

Health	1
Fire Hazard	0
Reactivity	0
Personal Protection	G

National Fire Protection Association (U.S.A.)



References : Not available.
 Other Special Considerations : Not available.

Date of printing : 1/15/2003.
 Preparation Date : 1/15/2003.
 Prepared by : Dell Tech Laboratories Ltd. (519) 858-5021

Notice to Reader

To the best of our knowledge, the information contained herein is accurate. However, neither the above named supplier nor any of its subsidiaries assumes any liability whatsoever for the accuracy or completeness of the information contained herein. Final determination of suitability of any material is the sole responsibility of the user. All materials may present unknown hazards and should be used with caution. Although certain hazards are described herein, we cannot guarantee that these are the only hazards that exist.

DUST PALLIATIVE

Bid No. 09008

Opening Date: Thursday, March 26, 2009 @ 3:00 P M.

PRODUCT	VENDOR	UNIT	QUANTITY	UNIT PRICE	TOTAL
38% Calcium Chloride		Gal.	70,000		\$ -
32% Magnesium Chloride	Scotwood	Gal.	70,000	\$0.7610	\$ 53,270.00
38% Calcium Chloride		Gal.	70,000		\$ -
32% Magnesium Chloride		Gal.	70,000		\$ -
38% Calcium Chloride		Gal.	70,000		\$ -
32% Magnesium Chloride		Gal.	70,000		\$ -
38% Calcium Chloride		Gal.	70,000		\$ -
32% Magnesium Chloride		Gal.	70,000		\$ -
38% Calcium Chloride		Gal.	70,000		\$ -
32% Magnesium Chloride		Gal.	70,000		\$ -
38% Calcium Chloride		Gal.	70,000		\$ -
32% Magnesium Chloride		Gal.	70,000		\$ -
38% Calcium Chloride		Gal.	70,000		\$ -
32% Magnesium Chloride		Gal.	70,000		\$ -

Keith A. Browning, P.E.
Director of Public Works

3/26/2009
Date

Jamie Shew
County Clerk

RESOLUTION NO. _____

A RESOLUTION DIRECTING THE COUNTY COUNSELOR TO INSTITUTE A JUDICIAL TAX FORECLOSURE ACTION IN THE DISTRICT COURT OF DOUGLAS COUNTY, KANSAS

WHEREAS, K.S.A. 79-2801, and amendments thereto, requires that in all cases in which real estate has been or shall be sold and bid in by the county at any delinquent tax sale, and shall remain unredeemed on September 1 of the second year after such sale, or any extension thereof as provided by subsection (b) of K.S.A. 79-2401a, and amendments thereto, or whenever real estate described by subsection (a)(2) of K.S.A. 79-2401a, and amendments thereto, has been or shall be sold and bid in by the county at any delinquent tax sale and remains unredeemed on September 1 of the first year after the sale, the Board of County Commissioners shall order the County Counselor to institute a real estate tax foreclosure action in the District Court in the name of The Board of County Commissioners, to judicially foreclose on the County's real estate tax liens.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS:

Section 1. Action to be Instituted. The County Counselor of Douglas County, Kansas, in the name of the Board of County Commissioners of Douglas County, Kansas, is directed to institute judicial tax foreclosure action pursuant to K.S.A. 79-2801, *et seq.*, against the owners or supposed owners of such real estate and all persons having or claiming to have any interest therein or thereto, to enforce the lien of Douglas County, Kansas and its taxing authorities, for taxes, charges, assessments, interest, and penalties on unredeemed real estate bid in by Douglas County for real estate having unpaid real estate taxes and assessments for 2004 and prior years.

Section 2. Effective Date. This Resolution shall take effect and be in full force from and after its adoption by the Board of County Commissioners.

ADOPTED this _____ day of April, 2009.

**BOARD OF COUNTY COMMISSIONERS OF
DOUGLAS COUNTY, KANSAS**

Attest:

Charles Jones, Chair

Jameson D. Shew, County Clerk

Nancy Thellman, Member

James Flory, Member